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U.S. Pat. App. Ser. No. 10/581,989

Attorney Docket No. 1717552

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Thomas Gross

International Appln. No. PCT/AT2004/000419

Serial No.: 10/581,989

Filing Date: June 7, 2006

For: METHOD FOR REMOVAL OF
MATERIAL MINED UNDERGROUND
AND DEVICE FOR CARRYING OUT
SAID METHOD

Examiner: Willie Wendell Berry Jr.

Group Art Unit: 3652

Confirmation No.: 1863

FILED VIA FACSIMILE TO 571-273-8300

Mail Stop AMENDMENT

Commissioner for Patents

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RESPONSE TO OFFICE ACTION

The following is filed in timely response to the non-final Office Action mailed on September 14, 2010, wherein the Examiner:

1. Rejected Claims 1-3, 5-10, 12, 14, 16, 17, 19, and 20 under Section 103(a) as being unpatentable over Lee, U.S. Patent No. 2,507,341.

2. Determined that Claims 4, 11, 13, 15, and 18 would be allowable if rewritten in independent form including all limitations of the base claim and any intervening claims.

The following remarks are submitted in response.

Remarks begin on page 2 of this paper.

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